

Health Facility Licensing and Compliance Division

Program Operating Plan

Program or Division Name	Health Facility Licensing and Compliance Division
Bureau	Bureau of Licensing and Compliance
Associateship	Associateship for Consumer Health Protection
Program Purpose	<p>To protect the health and safety of consumers receiving health care services in facilities regulated by this division. These regulated facilities are:</p> <ul style="list-style-type: none">• General and Special Hospitals• Private Psychiatric Hospitals• Crisis Stabilization Units• Special Care Facilities• Abortion Facilities• Ambulatory Surgical Centers• Birthing Centers• End Stage Renal Disease Facilities
Major Responsibilities	<ul style="list-style-type: none">• Issue initial and renewal licenses• Conduct surveys• Conduct complaint investigations• Review architectural plans• Develop, maintain, and enforce rules based upon statutory authority
Population Served	<ul style="list-style-type: none">• The regulated facilities• All persons receiving services in the regulated facilities.
Contact Information	<p>Nance Stearman, R.N., M.S.N. Director Phone: 512.834.6752; Fax: 512.834.6653 nance.stearman@tdh.state.tx.us Division website: www.tdh.state.tx.us/hfc/hfc-web.htm Location: Exchange Building Mailing Address: 1100 West 49th Street, Austin, Texas 78756</p>

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Program Objectives	
Fiscal Year 2003 Objectives	<ul style="list-style-type: none"> • Develop regulatory requirements in a manner that is fair, impartial, objective, and professional. • Review regulatory requirements in a manner that is fair, impartial, objective, and professional. • Develop and implement a standardized evaluation tool for the staff of the division to ensure that regulatory requirements are applied in a manner that is fair, impartial, objective, and professional. • Develop and implement systems to monitor the efficiency and effectiveness of the division's use of resources.
Services Provided/Activities <i>(Austin office), (regional offices), and (both) indicate where the activity takes place.</i>	Health Care Safety Net Services
	N/A
	Essential Public Health Services (EPHS)
	#6: Enforce laws and rules that support individual and community efforts to improve health. <ul style="list-style-type: none"> • Develop, implement and enforce rules to create an effective legal framework (Austin and regional offices) • Issue licenses (Austin office) • Conduct surveys (Austin and regional offices) • Conduct complaint investigations (Austin and regional offices)
	Administrative Activities
	N/A
Program Evaluation	Performance Measures
Performance Measures: State	<p>3.1.1, Health Care Standards, Number of complaint investigations conducted. KEY measure is shared with EMS and PLC programs. (shared)</p> <p>3.1.1, Health Care Standards, Number of facility surveys conducted. Non-key measure.</p> <p>3.1.1, Health Care Standards, Number of licenses issued for health care facilities. Non-key measure.</p> <p>3.1.1, Health Care Standards, Percentage of licensed/certified acute health care facilities meeting State/Federal regulations at survey. Non-key measure.</p>

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Performance N/A.
Measures:
Federal

- Mandate/authority**
- Health and Safety Code (HSC) 12.004, Development of proposed rules
 - HSC 241 – General/Special Hospitals
 - HSC 577 – Private Psychiatric Hospitals
 - HSC 577 – Crisis Stabilization Units
 - HSC 241 – Special Care Facilities
 - HSC 245 – Abortion Facilities
 - HSC 243 – Ambulatory Surgical Centers
 - HSC 244 – Birthing Centers
 - HSC 251 – End Stage Renal Disease Facilities

Origins of program (if no mandate)

Medicare: The Social Security Act (the Act) mandates the establishment of minimum health and safety standards, which must be met by provider and suppliers participating in the Medicare and Medicaid programs. Section 1864(a) of the Act directs the Secretary of the Department of Health and Human Services (DHHS) to use the help of State health agencies or other appropriate agencies when determining whether health care entities meet Federal standards. This helping function is termed “provider certification.”

CLIA: Laboratories must comply with the Clinical Laboratory Improvement Amendments of 1988 (CLIA). These are Federal Regulations administered by the Department of Health and Human Services (DHHS). The DHHS uses the help of State health agencies or other appropriate agencies when determining whether laboratories meet the CLIA regulations. This helping function is termed “CLIA certification”.

- Program Rules**
- 25 TAC §133 – General/Special Hospitals
 - 25 TAC §134 – Private Psychiatric Hospitals
 - 25 TAC §134 – Crisis Stabilization Units
 - 25 TAC §125 – Special Care Facilities
 - 25 TAC §139 – Abortion Facilities
 - 25 TAC §135 – Ambulatory Surgical Centers
 - 25 TAC §137 – Birthing Centers
 - 25 TAC §117 – End Stage Renal Disease Facilities

Advisory Committee or Regulatory Board

N/A